

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: TERESA L. SPRADLIN, C.N.A. REINSTATEMENT APPLICANT

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on October 13, 2009, in Henrico County, Virginia, to receive and act upon Teresa L. Spradlin’s application for reinstatement of her certificate to practice as a nurse aide in Virginia, and to inquire into evidence that Ms. Spradlin may have violated certain laws and regulations governing nurse aide practice. Ms. Spradlin was present and was not represented by counsel. Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Teresa L. Spradlin was issued Certificate No. 1401-070611 to practice as a nurse aide in the Commonwealth of Virginia on January 10, 1998. Said certificate expired on January 31, 2000.
2. Ms. Spradlin submitted an application for reinstatement of her certificate to practice as a nurse aide which was received by the Board on January 26, 2009.
3. On her application for reinstatement, Ms. Spradlin answered “NO” to the question “Have you ever been convicted, pled guilty to, or pled no contest to the violation of any federal, state, or other law constituting a felony or misdemeanor, including convictions for driving under the influence (DUI) but excluding traffic violations?” when, in fact, on October 2, 2003, she was convicted of misdemeanor driving with a suspended or revoked license, and on October 24, 2003, Ms. Spradlin was convicted of three counts of petit larceny in the Roanoke City, Virginia, General District Court. On December 12, 2003, Ms. Spradlin

was convicted of operating a motor vehicle after having been adjudicated as a habitual offender and failure to appear, both misdemeanors, in the Circuit Court for the City of Salem, Virginia.

4. Ms. Spradlin stated that she checked “NO” by mistake. She stated that she was not trying to be deceitful on her application.

CONCLUSIONS OF LAW

1. Finding of Fact No. 3 constitutes a violation of § 54.1-3007(1) and (4) of the Code and 18 VAC 90-25-100(1)(b) of the Regulations Governing Certified Nurse Aides.

2. The Board concludes that Ms. Spradlin otherwise meets the requirements of § 54.1-3023 of the Code.

ORDER

On the basis of the foregoing Findings of Fact and Conclusions of Law, the Committee hereby ORDERS that the application of Teresa L. Spradlin for reinstatement of her certificate to practice as a nurse aide is hereby APPROVED. Ms. Spradlin shall be issued an unrestricted certificate.

Once certified, Ms. Spradlin shall maintain a course of conduct in her capacity as a nurse aide commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying on request.

FOR THE COMMITTEE



Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director, Virginia Board of Nursing

ENTERED: October 28th, 2009

NOTICE OF RIGHT TO FORMAL HEARING

If you do not consent to the Committee's decision and desire a hearing before the Board or a panel thereof, you shall notify, in writing, the Executive Director of the Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233, within 33 days of the date of entry of this Order. This Order shall become final upon expiration of the 33-day period unless a request for a formal hearing is received within such time. Upon receiving a timely request for a hearing, this Order shall be vacated and the Board or a panel thereof shall proceed with a hearing as provided in § 2.2-4020 *et seq.* of the Code.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Order was mailed, by certified and regular mail, this day to Teresa L. Spradlin, C.N.A., at 533 Elm Avenue, S.W., Roanoke, Virginia 24015.



Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director, Virginia Board of Nursing

October 28th, 2009
Date